

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills as follows:

Judiciary: House bills Nos. 46, 57 and 44.

Banks and Banking: House bill No. 120.

Constitutional Amendments: House Joint Resolution No. 7.

NINTH DAY.

(Friday, January 18, 1929.)

The House met at 9:30 o'clock a. m. pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Mr. Speaker.	Harman.
Ackerman.	Harper.
Adkins.	Harrison.
Albritton.	Heaton.
Anderson.	Hefley.
Avis.	Hines.
Baker.	Hopkins.
Barnett.	Hornaday.
Bateman.	Hubbard.
Beck.	Jenkins.
Bounds.	Johnson
Bradley.	of Dimmit.
Brice.	Johnson of Smith.
Brooks.	Johnson of Scurry.
Carpenter.	Jones.
Chastain.	Justiss.
Coltrin.	Kayton.
Conway.	Keeton.
Cox of Navarro.	Keller.
Cox of Lamar.	Kemble.
Cox of Limestone.	Kennedy.
Davis.	Kenyon.
DeWolfe.	Kincaid.
Dunlap.	King.
Duvall.	Kinnear.
Enderby.	Land.
Ewing.	Lee.
Eickenroht.	Lemens.
Finn.	Long of Houston.
Finlay.	Long of Wichita.
Forbes.	Loy.
Fuchs.	Mankin.
Gates.	Martin.
Gerron.	Mauritz.
Gilbert.	Maynard.
Giles.	McCombs.
Graves	McDonald.
of Williamson.	McGill.
Graves of Erath.	Mehl.
Hardy.	Metcalf.
Harding.	Minor.

Montgomery.	Shipman.
Moore.	Simmons.
Morse.	Snelgrove.
Mullally.	Speck.
Murphy.	Stephens.
Negley.	Stevenson.
Nicholson.	Storey.
Olsen.	Tarwater.
O'Neill.	Thompson.
Palmer.	Thurmond.
Patterson.	Turner.
Pavlica.	Van Zandt.
Petsch.	Veatch.
Pope of Jones.	Waddell.
Pope of Nueces.	Wallace.
Prendergast.	Walters.
Purl.	Warwick.
Quinn.	Webb.
Ray.	White.
Reader.	Wiggs.
Reid.	Williams
Renfro.	of Sabine.
Richardson.	Williams
Rountree.	of Hardin.
Sanders.	Williams
Savage.	of Travis.
Shaver.	Woodall.
Shelton.	Woodruff.
Sherrill.	Young.

Absent.

McKean.

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Tillotson.
Mosely.	Westbrook.
Pool.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Bond for today, on motion of Mr. Metcalfe.

Mr. Holder for today, on motion of Mr. Keller.

Mr. Baldwin for today, on motion of Mr. Anderson.

Mr. Hogg for today, on motion of Mr. Thompson.

Mr. Pope of Nueces for today, on motion of Mr. Mankin.

On motion of Mr. Morse, Mr. Kemble was excused for yesterday on account of illness.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Harding, Mr. Hardy et al.:

H. B. No. 305, A bill to be entitled "An Act to regulate the occupation to hairdressers and cosmetologists, to create a State Board of Hairdressers and Cosmetologists for the licensing of persons, firms, co-partnerships, associations or corporations to carry on and to teach such practices, to insure the better education of such practitioners, to provide rules regulating the proper conduct and sanitation of hairdressers and cosmetologists' establishments and schools for the protection of the public health, and to provide for violation thereof, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Loy and Mr. Kemble:

H. B. No. 306, A bill to be entitled "An Act to repeal Article 3109 of the Revised Civil Statutes of the State of Texas, 1925, and providing the form of ballot to be used at primary elections, etc., and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Warwick:

H. B. No. 307, A bill to be entitled "An Act to establish and maintain an agricultural experiment station in the North Plains region of Texas, authorizing the board of directors of the Agricultural and Mechanical College of Texas to select a suitable location for said station, and empowering said board to establish and maintain the same, to accept donations of lands, water and money for the establishment of said station; making an appropriation to pay the cost of establishing said station, and for the operation of same, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Duvall:

H. B. No. 308, A bill to be entitled "An Act requiring every person who contracts to teach in the public schools in Texas to present to the superintendent of the schools in which such person contracts to teach, a certificate of health; providing that no teacher shall

be entitled to compensation for services rendered until this act has been complied with, and declaring an emergency."

Referred to Committee on Public Health.

By Mr. Cox of Navarro, Mr. Duvall et al.:

H. B. No. 309, A bill to be entitled "An Act prescribing that physical education courses approved by the State Department of Education shall be taught in the public schools of Texas; and authorizing the State Superintendent of Public Instruction to provide for the direction and supervision of physical education instruction in the public schools."

Referred to Committee on Education.

By Mr. Petsch:

H. B. No. 310, A bill to be entitled "An Act to abolish the office of Commissioner of Agriculture of the State of Texas; providing for the vesting of all the powers, rights and duties now imposed upon and enjoyed by the Commissioner of Agriculture of the State of Texas in the Board of Directors of the Agricultural and Mechanical College of Texas, etc."

Referred to Committee on Agriculture.

By Mr. Speck:

H. B. No. 311, A bill to be entitled "An Act for drawing juries in certain counties by the use of a jury wheel by amending the present law with reference thereto so as to include counties in this State in which two or more district courts hold their sessions, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Mankin:

H. B. No. 312, A bill to be entitled "An Act regulating the placing of names of candidates on the ballot in primary elections of political parties; enacting provisions designed to secure party loyalty before a person shall have his name printed on the ballot in primary elections of political parties as a candidate; providing remedies and penalties to carry out the purpose of this act, and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Sanders:

H. B. No. 313, A bill to be entitled "An Act declaring certain fur-bearing animals the property of the State of

Texas, such as wild beaver, wild otter, wild fox, wild raccoon, wild badger, wild mink, wild ring-tail cat, wild polecat or skunk, wild opossum and wild civet cat, and protecting the same, etc., and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. McCombs:

H. B. No. 314, A bill to be entitled "An Act adding Article 3202a, changing the name of the Deaf and Dumb Asylum to Texas School for the Deaf, etc., and declaring an emergency."

Referred to Committee on Eleemosynary and Reformatory Institutions.

By Mr. White et al.:

H. B. No. 315, A bill to be entitled "An Act to amend Chapter 236 of the General and Special Laws of the State of Texas, passed by the Fortieth Legislature at the Regular Session, 1927, etc., and declaring an emergency."

Referred to Committee on Jurisprudence.

By Mr. Coltrin, Mr. Lee and Mr. Forbes:

H. B. No. 316, A bill to be entitled "An Act to reduce the taxing power of the governing bodies of cities and towns in the State of Texas of less than 5000 population, and amending Articles 1026 and 1027 of the Revised Civil Statutes, and repealing all laws and parts of laws in conflict herewith."

Referred to Committee on Municipal and Private Corporations.

By Mr. Keller and Mr. Holder:

H. B. No. 317, A bill to be entitled "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways; providing for issuance of licenses, revocation thereof, forbidding driving by persons without licenses; providing penalties; providing for fees to be paid, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Gilbert:

H. B. No. 318, A bill to be entitled "An Act exempting from taxation public property used for public purposes; actual places of religious worship and any property owned by a church or by a strictly religious society for the exclusive use as a dwelling place for the

ministry of such church or religious society and which yields no revenue whatever to such church or religious society; providing that such exemption shall in no event be more than one acre of land; exempting places of burial from taxation which are not held for private or corporate profit, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Bradley:

H. B. No. 319, A bill to be entitled "An Act to amend Chapter 42 of the Acts of the Thirty-ninth Legislature passed at its Regular Session, and declaring an emergency."

Referred to Committee on Labor.

By Mr. McCombs and Mr. Purl:

H. B. No. 320, A bill to be entitled "An Act to provide for the better enforcement of the criminal law by establishing the Board of Criminal Law Administration, whose duty it shall be to appoint the Commissioner of Corrections, and to maintain a bureau for the identification of criminals and for collecting, tabulating, digesting and publishing statistics of crimes and criminals, and of their apprehension, trial and punishment, together with recommendations thereon, etc.; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Purl:

H. B. No. 321, A bill to be entitled "An Act authorizing fraternal benefit societies to provide insurance and annuities upon the lives of children, and prescribing the basis of contributions, standards of morality and interesting rates for maintaining reserves, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Van Zandt and Mr. King:

H. B. No. 322, A bill to be entitled "An Act repealing Article 693 of the Penal Code of the State of Texas, as re-codified and adopted at the Regular Session of the Thirty-ninth Legislature, 1925, making it a misdemeanor for any person to give or deliver, or cause to be given or delivered, or be in any way concerned in the gift or delivery of any spirituous, vinous, malt or intoxicating liquors to any person under the age of twenty-one years, without the consent of the parent or guardian of such minor, etc.; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Hogg et al.:

H. B. No. 323, A bill to be entitled "An Act to amend Article 941 of the 1925 Penal Code of the State of Texas, so as to make it unlawful for any person to place, set, use or drag any seine, net or other device for taking fish and shrimp other than the ordinary pole and line, trot line, set line or cast net or minnow seine not more than twenty feet in length for catching bait within the coastal or tidal salt waters of Texas, except the Gulf of Mexico beyond one mile of any pass leading from the Gulf of Mexico to any bay, lake, lagoon, bayou or other body of such water, etc.; and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. King and Mr. Stephens:

H. B. No. 324, A bill to be entitled "An Act making the theft of any chicken or turkey a felony, prescribing the punishment therefor, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Woodall:

H. B. No. 325, A bill to be entitled "An Act to prescribe the method of testing the solvency of sureties on bail bonds in felony cases; prescribing the method for fixing liens upon real estate owned by the parties to bail bonds in felony cases, etc.; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Jenkins:

H. B. No. 326, A bill to be entitled "An Act to amend Article 616 of the Code of Criminal Procedure in reference to challenging jurors."

Referred to Committee on Criminal Jurisprudence.

By Mr. Graves of Erath:

H. B. No. 327, A bill to be entitled "An Act imposing an occupation tax upon theatrical, dramatic and musical comedy shows, moving picture shows, opera houses, theatres, tents, airdomes and other such structures, and for public entertainment operating for private profit, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Jenkins:

H. B. No. 328, A bill to be entitled "An Act to amend Article 11 of the Code of Criminal Procedure of this State in reference to the defendant waiving a right to be tried by a jury."

Referred to Committee on Criminal Jurisprudence.

By Mr. Jenkins:

H. B. No. 329, A bill to be entitled "An Act to amend Article 690 of the Revised Criminal Statutes of the State of Texas, with reference to the seizure of vehicles and instrumentalities used for the unlawful possession, transportation or sale of intoxicating liquors, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Jenkins:

H. B. No. 330, A bill to be entitled "An Act to amend Article 691 of the Revised Criminal Code of the State of Texas, in reference to search warrants, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. McCombs:

H. B. No. 331, A bill to be entitled "An Act repealing Article 307 of Title 14 of the 1925 Revised Civil Statutes of Texas, and providing that this act shall become effective September 15, 1931."

Referred to Judiciary Committee.

By Mr. McCombs:

H. B. No. 332, A bill to be entitled "An Act to amend Article 4591 of Title 72 of the 1925 Revised Civil Statutes of Texas, so as to provide that the birthday of Robert E. Lee, to-wit, the 19th day of January, be a legal holiday in addition to those provided by law at present."

Referred to Committee on State Affairs.

By Mr. McCombs:

H. B. No. 333, A bill to be entitled "An Act to amend Article 306 of Title 14 of the 1925 Revised Civil Statutes of Texas, so as to provide that the Supreme Court shall be authorized to make rules governing the eligibility of candidates for admission to the bar, so as to provide that they shall have

studies at least three years prior to the taking of the examination, and to provide that the time and place of holding these examinations shall be exclusively within the power of the Supreme Court, etc."

Referred to Judiciary Committee.

By Mr. Graves of Erath and Mr. Snelgrove:

H. B. No. 334, A bill to be entitled "An Act to appropriate one million five hundred thousand (\$1,500,000) dollars for the purpose of supplementing the State available school fund for the scholastic year beginning September 1, 1930, and ending August 31, 1931; providing that only so much of the said appropriation shall be used as may be necessary to provide a State per capita apportionment of sixteen (\$16) dollars; providing for the apportionment of the said funds in the manner prescribed by general law for the apportionment of the State available school fund; and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Ackerman:

H. B. No. 335, A bill to be entitled "An Act to provide a more efficient road system for Montgomery county, Texas; providing that the county commissioners of said county shall be ex-officio road commissioners of their respective precincts; defining their compensation as such; providing for the exercise of the right of eminent domain in opening, widening and straightening the county roads and highways and in securing materials for the construction and maintenance of same, etc.; and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Johnson of Dimmit, Mr. Tiltonson, Mr. Mehl et al.:

H. B. No. 336, A bill to be entitled "An Act authorizing the State Board of Water Engineers to have made a scientific geological and sanitary study and investigation and report on the sources, amount and quality of the underground water supply in Texas, and the conservation, maintenance and supplementing of the same, for the scientific protection of the water supply for domestic and municipal uses, irrigation uses, and providing for co-operation of the State Department of Health; and appropriating out of the general revenues of Texas \$25,000 for each of the

two years of this biennium, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Gerron, Mr. Hornaday et al.:

H. B. No. 337, A bill to be entitled "An Act permitting the commissioners courts of the various counties of the State of Texas to prescribe and fix the compensation of the justices of the peace by salary in lieu of fees, payable out of county funds; directing the commissioners court to consolidate two or more precincts in the county where the work in such precincts may be handled with dispatch by one justice of the peace; and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Quinn:

H. B. No. 338, A bill to be entitled "An Act providing for a more expeditious manner of ascertaining the returns of any special election held for the office of Representative or Senator in any district, and providing for the early making of returns therefrom and an immediate issuance of a certificate of election, and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Graves of Williamson and Mr. Duvall:

H. B. No. 339, A bill to be entitled "An Act to amend Article 710 of the Code of Criminal Procedure of the State of Texas, as revised in 1925, so as to provide that any defendant in a criminal action shall be permitted to testify in his own behalf; and provided that when there are two or more persons jointly charged or indicted and tried separately that the privilege of testifying therein shall be extended only to the party on trial; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. White:

H. B. No. 340, A bill to be entitled "An Act creating a more efficient road system for Hemphill county, Texas; providing that the county commissioners of said county shall be ex-officio road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the lay-

ing out, establishment and construction of roads, bridges and culverts, and for the repair and maintenance thereof, etc.; and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Graves of Williamson and Mr. Duvall:

H. B. No. 341, A bill to be entitled "An Act to amend Article 651 of the Code of Criminal Procedure of the State of Texas, so as to provide that defendants jointly or separately indicted for an offense growing out of the same transaction shall, in the discretion of the trial court, be placed on trial jointly and tried to testify to any relevant facts; and repealing Articles 650, 652, 653, 654 and 711 of the Code of Criminal Procedure of this State, as revised in 1925; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Gerron:

H. J. R. No. 12, Proposing an amendment to the Constitution of the State of Texas, amending Article 4, Section 2 and Section 21, so as to provide for the election of the Secretary of State.

Referred to Committee on Constitutional Amendments.

BILLS RE-REFERRED.

On motion of Mr. Nicholson, House bill No. 4 was withdrawn from the Committee on Highways and Motor Traffic and referred to the Committee on Revenue and Taxation.

Mr. Nicholson moved that House bill No. 6 be withdrawn from the Committee on Highways and Motor Traffic and referred to the Committee on Revenue and Taxation.

Mr. Van Zandt moved to table the motion to re-refer, and the motion to table was lost.

Question then recurring on the motion of Mr. Nicholson, it prevailed.

RESOLUTION RECOMMITTED.

On motion of Mr. Metcalfe, House joint resolution No. 6 was recommitted

to the Committee on Constitutional Amendments.

BILL ORDERED NOT PRINTED.

On motion of Mr. Barnett, House bill No. 274 was ordered not printed.

RELATING TO CERTAIN FLORAL OFFERING.

Mr. Long of Houston offered the following resolution:

Whereas, When it was learned that death had called Mr. Frank Patton, father of Hon. Nat Patton, a former member of this body and now a member of the Senate, certain members thoughtfully had a floral wreath sent on behalf of the House; now, therefore, be it

Resolved, That the cost of said wreath be, and is hereby, ordered to be paid out of the contingent expense fund of the House.

Signed—Long of Houston, Palmer, Turner, Murphy, Shaver, Ackerman.

The resolution was read second time and was adopted.

EXPRESSING SYMPATHY TO RELATIVES OF FERNANDO RAVEN.

Mr. Giles offered the following resolution:

Whereas, The House of Representatives has just learned of the death of Fernando Raven, the last surviving member of that gallant band of sixteen Texans who so bravely and successfully defended our State Treasury in the perilous days of 1865 against the invasion of forty bandits of the most desperate character, and through their efforts prevented the looting of the State Treasury of \$100,000 in gold and silver and \$400,000 worth of valuable papers; therefore, be it

Resolved, That the House of Representatives express its sympathy to the surviving relatives of this noble Texan; and be it further

Resolved, That a copy of this resolution be transmitted to his wife and other members of his family.

The resolution was read second time and was adopted by a rising vote.

RELATING TO TARIFF RATES ON FARM PRODUCTS.

Mr. Montgomery offered the following resolution:

Whereas, The Ways and Means Committee of the House of Representatives

in Congress is at the present time holding hearings preparatory to the formulation of a bill to revise the tariff and will have under consideration in the immediate future the agricultural schedule; and

Whereas, The National Democratic platform of the Democratic party, adopted at the convention held in Houston in June, 1928, contains the statement under the tariff heading:

"The maintenance of legitimate business and a high standard of wages for American labor,"

"Equitable distribution of the benefits and burdens of the tariff among all,"

"Wage-earner, farmer, stockman, producer and legitimate business in general have everything to gain from a Democratic tariff based on justice to all,"

Which national platform was in turn endorsed by the State Democratic convention held in Dallas, Texas, September 12, 1928, in which platform the "encouragement and support of agriculture as the basic industry was endorsed"; and

Whereas, It would appear from the hearings so far had by the said Ways and Means Committee that certain interests are inclined to want all the products of the South and Southwest from the farms, ranches, forests and mines on the free list; and

Whereas, The State of Texas is a large producer of raw products from the farms, ranches, forests and mines; now, therefore, be it

Resolved by the House of Representatives, That it is the sense of the Legislature of Texas to favor adequate and fair tariff rates on the products of the farms and ranches of Texas as a fair protection to the agricultural and ranch interests of this great State; and be it further

Resolved, That a copy of this resolution be forwarded the Honorable John N. Garner, the Texas Representative on Ways and Means Committee in Congress, and to all Texas Senators and all other members in the House of Representatives, representing the State of Texas in the Congress of the United States.

Signed—Montgomery, McDonald, Stevenson, Webb, Petsch, Hornaday, Johnson of Dimmit, Warwick, Hopkins, Metcalfe, Bateman.

The resolution was read second time and was adopted.

TEXT OF DEMOCRATIC PLATFORM.

Mr. Tillotson offered the following resolution:

Resolved, That the text of the Democratic State platform, adopted in convention of the Democratic party of Texas, September 12, 1928, be printed in the House Journal, in accordance with the custom of the House.

Signed—Tillotson, Chastain, Holder, Johnson of Dimmit, Kemble, Veatch, Montgomery.

The resolution was read second time and was adopted.

PLATFORM.

The Democratic party of Texas, in convention assembled, reaffirms its devotion to the principles of the party, its ideals of personal and political freedom, and the principles of free government which it has upheld. We take pride in the history of the Democratic party, the record which it has made when intrusted with the conduct of governmental affairs and the service it has rendered when out of power as a minority party supporting ideals of good government and restraining the majority party from invading the rights of the citizens and destroying the integrity of free government.

The party declares for those principles enunciated by Jefferson; that is, equal and exact justice to all men under the Constitution and the law; equality of opportunity to every citizen within the land; the support of State government in all its rights; the preservation and support of general government in its full constitutional vigor; a jealous care for the right of election by the people and acquiescence in the decision of the majority; the encouragement of public education; the most rigid economy in the public expenses consistent with the proper administration of government; the encouragement and support of agriculture as the basic industry; opposition to any form of despotic or tyrannical government and the preservation of free government, by respect for and obedience to the Constitution of State and Nation.

While recognizing that the fundamental principles of government do not change with time or conditions, the Democratic party favors progressive administrative policies in keeping with our State and National advancement, and supports the thought that in the constantly changing conditions of living, political parties should recognize that new conditions bring new duties, and that the governmental policies of a party should be kept abreast of ad-

vancing civilization and the quickened moral concepts.

Fidelity upon the part of public officers demands that they practice economy in the administration of public affairs and that they neither incur any liability nor authorize any expenditures except in the necessary conduct of the Government, and with an appreciation of the fact that their relation to the public is of a fiduciary nature, investing them with a special trust and confidence to exercise due regard for efficiency and economy.

National Platform and Nominees.

We cordially indorse the platform and Governor Alfred E. Smith and Senator Joe T. Robinson, nominees of the National Democratic convention at Houston, and pledge the loyal support of the Texas Democracy to the platform and nominees of the Houston convention. We deplore the fact that some members of the party are threatening to abandon it. We urge them to restrain themselves and continue with the party of Jefferson, Jackson, Cleveland, Wilson and that galaxy of great statesmen and patriots who have given our party a record of service to the people of this Nation which transcends that of any and all other political parties. We urge them to consider its principles and its policies, and ask them to remain with us that we may bring to the masses of the country the benign results of Democratic rule.

We cordially indorse the administration of Governor Dan Moody as honest, competent, economical and statesman-like.

The Government has the right to exercise control of public utilities and all classes of public service concerns. The power to control, regulate and fix rates of compensation for public utilities is inherent in the people and is necessary for the protection of the public. The rapid growth of public utility interests in this State and the increasing tendency toward a monopoly makes necessary the passage of a measure vesting the supervision of public utilities in some agency of the Government with power to supervise the conduct and rates of public utilities, and for this purpose we advocate placing this duty in the hands of some existing governmental agency.

Consolidation of Departments.

It is our belief that the creation of commissions, departments and bureaus

has involved unnecessary burdens upon the public revenue. New positions have been created, resulting in duplication of effort in the public service. Whenever additional governmental duties are undertaken, they should be assigned to existing departments. We believe that the Legislature can, without impairing the public service, consolidate existing departments, bureaus and commissions and thereby reduce the number of departments and employees necessary to conduct the public affairs. We suggest to the Legislature the desirability of effecting a co-ordination of effort and activity between the Industrial Accident Board, the Bureau of Labor Statistics and the Insurance Commission, and between the Department of Agriculture and the A. and M. College. This would eliminate some of the duplications existing and generally serve to conserve the public revenues, and the party recommends that such steps be taken by the Forty-first Legislature.

Taxation.

The existing system of taxation has been developed without proper regard for a scientific and just distribution of the burdens of government. Under our present system, agriculture is burdened by the imposition upon lands of a greater proportion of the taxes than that industry should be made to bear. The visible property of this State, which yields a small return upon the investment, is taxed out of proportion to the taxes levied upon other subjects of taxation. We recommend that the Legislature study this question with a view of improving our system of taxation and adopt measures to relieve the farms, ranches, homes and other visible properties of the excessive burdens of taxation which are now imposed upon them, and that measures be adopted to reduce the expense in collecting ad valorem taxes.

Judicial Reform.

Judicial reform can hasten the administration of justice and relieve the State and litigants of delay and expense incident to court procedure. The Fortieth Legislature is entitled to public commendation for the steps taken by it to effect judicial reform. We call upon the Legislature to consider further reforms in our judiciary designed to result in the speedy disposition of cases and greater certainty of punishment for crimes. We recommend reforms in

procedure affecting both civil and criminal cases which insure speedy and exact justice. We do not believe that the Legislature should be reluctant to reform judicial procedure because of familiarity with existing customs, but the Legislature is directed to consider the fact that measures of reform have been adopted elsewhere, while too often our answer to delayed justice has been the creation of new courts, which entailed additional expense.

Instead of a Supreme Court of three members and a Commission of Appeals of six members, the Commission of Appeals should be abolished and nine men placed on the Supreme Court, and the court should be given the power to formulate rules of procedure affecting civil cases.

Accounting.

Provision should be made for a modern uniform system of accounting in the departments and institutions of the State government.

State Prison System.

We commend the present State administration in the splendid progress made in the reorganization of the management and business administration of the State prison system. We favor such further legislation as may be necessary in providing a practical centralization of the State prison system.

Prohibition.

The settled policy of this State looks to the destruction of the traffic in alcoholic liquors. We call upon all officers of the Government and all members of the party to support this settled policy by personal and public conduct. We submit that no law can be ignored except at the cost of public integrity, and that disobedience of any law by common consent, if carried to its logical end, would establish a precedent that might be pleaded in defense of anarchy. We, therefore, call upon the citizens of this State to show respect for and obedience to all laws.

We are opposed to any repeal of our existing State constitutional amendment prohibiting the manufacture, sale or transportation of intoxicating liquors, and we favor an honest and impartial enforcement of these laws and all other laws.

The Republican party, for eight years in complete control of the Government

at Washington, presents the remarkable spectacle of being compelled in its national platform to promote obedience to a provision of the Federal Constitution, which it has so flagrantly disregarded, and to apologize to the country for its failure to enforce the laws enacted by the Congress of the United States.

Speaking for the Democracy of the State of Texas, this convention pledges the party and its nominees to an honest effort to enforce the Eighteenth Amendment, the prohibition amendment, and to the Texas Constitution, and all laws enacted pursuant thereto.

Agriculture.

Consideration should be given by the Legislature and the Executive to means for improving agricultural conditions. Every effort should be made by our State Government, consistent with the Constitution, and in co-operation with the National Government, to alleviate depressions in agriculture and in rural living conditions.

We urge our Representatives in Congress to carry on their effort to bring about such amendment of the traffic act as to speedily reduce the unfair and inequitable burdens which it imposes upon agricultural classes, and we urge the Texas Railroad Commission, as the representative of the people of Texas, to use its best efforts to bring about a reduction in the unjust and burdensome rates now imposed upon agricultural products and live stock.

Public Schools.

We recommend that the stabilized minimum per capita school apportionment of \$15 be continued, and that an adequate appropriation of an equalization fund to aid rural schools be provided. We further recommend that the provisions of law be continued by the Forty-first Legislature to guarantee the payment of tuition of children from the rural districts while attending high schools in other districts.

The inequalities in educational opportunities existing between children living in rural communities and those living in cities and towns should be corrected as nearly as is practicable. We hold that public education is not a district problem, nor is it a county problem, but that it is a problem of State-wide nature. Our educational system should be made to afford an equality of educational opportunity between children liv-

ing in rural communities and those residing in cities and towns.

Labor and Capital.

Capital creates the demand for labor and labor makes possible the accumulation of capital. We believe that labor and capital should have fair treatment by the Government, and that the rights of each should be respected by the Government, and that the rights of each should be respected and protected. We favor the enactment of laws which will safeguard the health and lives of workmen in their employment and give them added protection where working with dangerous machinery.

Institutions of Higher Learning.

We believe in the liberal support of our State institutions of higher learning. Their existence and support by the State encourages our youth to seek the highest educational advantages and constantly enriches society with a body of young men and women whose minds have been trained for leadership and service in public activities and the vocations of private life. We recognize the value of higher educational institutions and their necessity for the education and training of our youth.

We encourage the Legislature to adequately support and maintain these institutions. We believe that their activities should be co-ordinated to the end that the greatest value possible shall be secured for the money expended in their support.

We advocate the enactment of legislation which will eliminate duplication of effort in these institutions of higher learning and require that all local funds be deposited in the State general revenue fund.

Rivers and Streams.

We advocate the enactment of legislation designed to preserve to the people the streams and rivers of this State as public resources. We are opposed to the appropriation of these waters by individuals and corporations for water power purposes unless the present and prospective demands upon said water for domestic, irrigation and municipal purposes have first been satisfied. We, therefore, advocate the amendment of our present laws to give added security to the public against the permanent appropriation of these waters by private enterprises.

Public Roads.

Public roads have ceased to be a means of local convenience, and have come to be highways of commerce for the transportation of freight and passengers. They should be constructed and maintained as other forms of public services, which is by charges upon the traffic. Those who use should pay as and when they use. Highways are property of the State, transporting interstate as well as intrastate commerce; therefore, the funds for their construction and maintenance should be furnished by the State with Federal aid.

Taxation of motor vehicles, fuels and lubricants used in motor vehicles is a proper source of State income for highway construction and maintenance. We advocate the classification of our designated highways into a system of primary and secondary roads, the classification of each road to be determined by the public convenience which it serves and the demands made upon it. We advocate that the State may have a correlated system of the more important public highways at the earliest possible date. We further advocate that the Highway Commission should fill in the gaps existing in our present highways. We are opposed to the spending of public money for the construction of temporary highways and advocate the building of highways out of such materials as will assure a durable type of highway, providing permanency in usefulness.

The Legislature should immediately levy an adequate tax upon motor vehicles and fuel to provide for adequate expansion in highway construction.

Any constructive policy for development of State highways should comprehend provision for the better advancement of county roads not parts of the State system, and any plan by which the State constructs all designated highways for independent State revenues should contemplate reimbursement from State road funds of all the counties and districts upon a just and equitable basis for expenditures for construction of roads incorporated into the State system, all such funds to be employed by the counties exclusively for road improvement.

REPORT OF COMMITTEE ON RULES.

The Speaker laid before the House for consideration at this time the following report of the Committee on Rules:

Committee Room.

Austin, Texas, January 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: We, your Committee on Rules, to whom was referred

Resolution by Mr. Purl to amend Rule XV, paragraph 1, by adding at the end of the said paragraph the following:

"When an amendment shall have been adopted, said amendment shall be securely attached to the bill or resolution which it amends and shall not be separated therefrom; and the Chief Clerk shall transmit to the Journal Clerk an approved copy of such amendment,"

Have had same under consideration and beg to report it back with the recommendation that it do pass.

WADDELL, Chairman.

The report was adopted by the following vote:

Yeas—109.

Ackerman.	Johnson
Adkins.	of Dimmit.
Albritton.	Johnson of Smith.
Avis.	Johnson of Scurry.
Baker.	Jones.
Barnett.	Justiss.
Bateman.	Keller.
Beck.	Kemble.
Bounds.	Kennedy.
Bradley.	Kincaid.
Brice.	King.
Brooks.	Kinnear.
Carpenter.	Land.
Chastain.	Lee.
Coltrin.	Lemens.
Conway.	Long of Houston.
Cox of Navarro.	Mankin.
Cox of Limestone.	Martin.
Davis.	Maynard.
DeWolfe.	McCombs.
Dunlap.	McDonald.
Duvall.	McGill.
Enderby.	Mehl.
Ewing.	Montgomery.
Eickenroht.	Moore.
Finn.	Morse.
Finlay.	Mullally.
Forbes.	Murphy.
Fuchs.	Negley.
Gilbert.	Nicholson.
Graves	O'Neill.
of Williamson.	Patterson.
Graves of Erath.	Pavlica.
Hardy.	Pope of Jones.
Harrison.	Pope of Nueces.
Heaton.	Prendergast.
Hines.	Purl.
Hopkins.	Ray.
Hornaday.	Reader.
Jenkins.	Reid.

Renfro.
Richardson.
Rountree.
Sanders.
Savage.
Shaver.
Shelton.
Sherrill.
Shipman.
Simmons.
Snelgrove.
Speck.
Stephens.
Stevenson.
Storey.
Tarwater.
Tillotson.

Turner.
Van Zandt.
Veatch.
Waddell.
Walters.
Warwick.
Webb.
White.
Williams
of Sabine.
Williams
of Hardin.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Present—Not Voting.

Quinn.

Absent.

Anderson.	Long of Wichita.
Cox of Lamar.	Loy.
Gates.	Mauritz.
Gerron.	McKean.
Giles.	Metcalfe.
Harding.	Minor.
Harman.	Olsen.
Harper.	Palmer.
Hefley.	Petsch.
Hubbard.	Thompson.
Kayton.	Thurmond.
Keeton.	Wiggs.
Kenyon.	

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Wallace.
Mosely.	Westbrook.
Pool.	

INCREASING NUMBER OF HOUSE JOURNALS TO BE PRINTED.

Mr. Bateman offered the following resolution:

Resolved, by the House of Representatives, That 1000 copies of the House Journal be printed instead of 700, as heretofore provided, and distribution be made as follows:

100 copies delivered to the Senate.
150 copies to be placed on the members' desks.
75 copies to be furnished the State Library.
100 copies to different departments of State.
375 copies to the Mailing Clerk.
200 copies for general distribution.

1000 copies.

The resolution was read second time and was adopted.

HOUSE BILL NO. 61 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 61, A bill to be entitled "An Act creating Dallas county fresh water supply district No. 9."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 61 ON THIRD READING.

Mr. McCombs moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 61 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115.

Ackerman.	Johnson
Adkins.	of Dimmit.
Anderson.	Johnson of Smith.
Avis.	Johnson of Scurry.
Baker.	Jones.
Barnett.	Justiss.
Beck.	Keller.
Bounds.	Kemble.
Bradley.	Kennedy.
Brice.	Kincaid.
Brooks.	King.
Carpenter.	Kinnear.
Chastain.	Land.
Coltrin.	Lee.
Conway.	Lemens.
Cox of Navarro.	Long of Houston.
Cox of Limestone.	Mankin.
Davis.	Martin.
DeWolfe.	Mauritz.
Dunlap.	Maynard.
Duvall.	McCombs.
Enderby.	McDonald.
Ewing.	McGill.
Eickenroht.	Mehl.
Finn.	Metcalf.
Finlay.	Montgomery.
Forbes.	Moore.
Fuchs.	Morse.
Graves	Mullally.
of Williamson.	Murphy.
Hardy.	Nicholson.
Harding.	Olsen.
Harman.	Palmer.
Harrison.	Patterson.
Heaton.	Pavlica.
Hines.	Pope of Jones.
Hopkins.	Pope of Nueces.
Hornaday.	Prendergast.
Jenkins.	Purl.

Quinn.	Tarwater.
Ray.	Tillotson.
Reader.	Turner.
Reid.	Van Zandt.
Renfro.	Veatch.
Richardson.	Waddell.
Rountree.	Walters.
Sanders.	Warwick.
Savage.	Webb.
Shaver.	Williams
Shelton.	of Sabine.
Sherrill.	Williams
Shipman.	of Hardin.
Simmons.	Williams
Snelgrove.	of Travis.
Speck.	Woodall.
Stephens.	Woodruff.
Stevenson.	Young.
Storey.	

Nays—1.

Albritton.

Present—Not Voting.

Gates.

Absent.

Bateman.	Long of Wichita.
Cox of Lamar.	Loy.
Gerron.	McKean.
Gilbert.	Minor.
Giles.	Negley.
Graves of Erath.	O'Neill.
Harper.	Petsch.
Hefley.	Thompson.
Hubbard.	Thurmond.
Kayton.	White.
Keeton.	Wiggs.
Kenyon.	

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Wallace.
Mosely.	Westbrook.
Pool.	

The Speaker then laid House bill No. 61 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—111.

Ackerman.	Bradley.
Adkins.	Brice.
Anderson.	Brooks.
Avis.	Carpenter.
Baker.	Chastain.
Barnett.	Coltrin.
Bateman.	Conway.
Beck.	Cox of Navarro.
Bounds.	Cox of Limestone.

Davis.	Montgomery.
DeWolfe.	Moore.
Dunlap.	Morse.
Duvall.	Mullally.
Enderby.	Murphy.
Ewing.	Negley.
Eickenroht.	Nicholson.
Finn.	O'Neill.
Finlay.	Palmer.
Forbes.	Patterson.
Gates.	Pavlica.
Gilbert.	Pope of Jones.
Graves	Pope of Nueces.
of Williamson.	Prendergast.
Graves of Erath.	Purl.
Hardy.	Quinn.
Harding.	Reader.
Harman.	Reid.
Heaton.	Renfro.
Hines.	Richardson.
Hopkins.	Rountree.
Hornaday.	Sanders.
Jenkins.	Shaver.
Johnson	Shipman.
of Dimmit.	Simmons.
Johnson of Smith.	Snelgrove.
Johnson of Scurry.	Speck.
Jones.	Stephens.
Justiss.	Stevenson.
Keller.	Storey.
Kemble.	Tarwater.
Kennedy.	Tillotson.
Kincaid.	Turner.
Kinnear.	Van Zandt.
Land.	Veatch.
Lee.	Waddell.
Lemens.	Walters.
Long of Houston.	Warwick.
Long of Wichita.	Webb.
Mankin.	White.
Martin.	Williams
Mauritz.	of Hardin.
Maynard.	Williams
McCombs.	of Travis.
McGill.	Woodall.
Mehl.	Woodruff.
Metcalfe.	Young.

Nays—1.

Olsen.

Present—Not Voting.

Harrison.	Savage.
Ray.	Sherrill.

Absent.

Albritton.	Kenyon.
Cox of Lamar.	King.
Fuchs.	Loy.
Gerron.	McDonald.
Giles.	McKean.
Harper.	Minor.
Hefley.	Petsch.
Hubbard.	Shelton.
Kayton.	Thompson.
Keeton.	Thurmond.

Wiggs.

Williams
of Sabine.

Absent—Excused.

Acker.
Baldwin.
Bond.
Hogg.
Holder.
Mosely.
Pool.

Rogers.
Sinks.
Smith.
Strong.
Wallace.
Westbrook.

HOUSE BILL NO. 62 ON SECOND
READING.

The Speaker laid before the House,
on its second reading and passage to
engrossment,

H. B. No. 62, A bill to be entitled
"An Act creating Dallas county Bever-
ly Hills fresh water supply district
No. 2."

The bill was read second time and
was passed to engrossment.

HOUSE BILL NO. 62 ON THIRD
READING.

Mr. McCombs moved that the consti-
tutional rule requiring bills to be read
on three several days be suspended and
that House bill No. 62 be placed on its
third reading and final passage.

The motion prevailed by the follow-
ing vote:

Yeas—109.

Ackerman.	Graves
Adkins.	of Williamson.
Anderson.	Graves of Erath.
Avis.	Hardy.
Baker.	Harding.
Barnett.	Harman.
Bateman.	Heaton.
Beck.	Hines.
Bounds.	Hornaday.
Bradley.	Hubbard.
Brice.	Johnson
Carpenter.	of Dimmit.
Coltrin.	Johnson of Smith.
Conway.	Johnson of Scurry.
Cox of Navarro.	Jones.
Cox of Lamar.	Justiss.
Cox of Limestone.	Keller.
Davis.	Kemble.
DeWolfe.	Kincaid.
Dunlap.	King.
Enderby.	Kinnear.
Ewing.	Lee.
Finn.	Lemens.
Finlay.	Long of Houston.
Forbes.	Long of Wichita.
Fuchs.	Mankin.
Gates.	Martin.
Gilbert.	Mauritz.
Giles.	Maynard.

McCombs.	Shipman.
McDonald.	Simmons.
McGill.	Snelgrove.
Mehl.	Stephens.
Metcalfe.	Stevenson.
Montgomery.	Storey.
Moore.	Tarwater.
Murphy.	Thurmond.
Negley.	Tillotson.
Olsen.	Turner.
O'Neill.	Van Zandt.
Palmer.	Veatch.
Pavlica.	Waddell.
Pope of Jones.	Walters.
Prendergast.	Warwick.
Purl.	Webb.
Quinn.	White.
Reader.	Williams of
Reid.	Sabine.
Renfro.	Williams
Richardson.	of Hardin.
Rountree.	Williams
Sanders.	of Travis.
Savage.	Woodall.
Shelton.	Woodruff.
Sherrill.	Young.

Nays—1.

Albritton.

Absent.

Brooks.	Loy.
Chastain.	McKean.
Duvall.	Minor.
Eickenroht.	Morse.
Gerron.	Mullally.
Harper.	Nicholson.
Harrison.	Patterson.
Hefley.	Petsch.
Hopkins.	Pope of Nueces.
Jenkins.	Ray.
Kayton.	Shaver.
Keeton.	Speck.
Kennedy.	Thompson.
Kenyon.	Wiggs.
Land.	

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Wallace.
Mosely.	Westbrook.
Pool.	

The Speaker then laid House bill No. 62 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—103.

Adkins.	Albritton.
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Anderson.	Martin.
Avis.	Mauritz.
Baker.	Maynard.
Barnett.	McCombs.
Bateman.	McDonald.
Beck.	McGill.
Bounds.	Mehl.
Bradley.	Metcalfe.
Carpenter.	Montgomery.
Coltrin.	Moore.
Conway.	Murphy.
Cox of Navarro.	Negley.
Cox of Lamar.	Olsen.
Cox of Limestone.	O'Neill.
Davis.	Palmer.
Dunlap.	Pavlica.
Enderby.	Pope of Jones.
Ewing.	Prendergast.
Finn.	Purl.
Finlay.	Quinn.
Forbes.	Ray.
Fuchs.	Reid.
Gates.	Renfro.
Gerron.	Richardson.
Gilbert.	Rountree.
Giles.	Sanders.
Graves of Erath.	Savage.
Hardy.	Shelton.
Harding.	Sherrill.
Harman.	Shipman.
Heaton.	Simmons.
Hines.	Snelgrove.
Hornaday.	Stephens.
Hubbard.	Stevenson.
Johnson	Storey.
of Dimmit.	Tarwater.
Johnson of Smith.	Thurmond.
Johnson of Scurry.	Tillotson.
Jones.	Turner.
Justiss.	Waddell.
Keller.	Walters.
Kemble.	Warwick.
Kennedy.	Webb.
Kincaid.	White.
King.	Williams of
Kinnear.	Sabine.
Lee.	Williams
Long of Houston.	of Travis.
Long of Wichita.	Woodall.
Mankin.	Young.

Nays—2.

Ackerman.	Jenkins.
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Present—Not Voting.

Brice.

Absent.

Brooks.	Harrison.
Chastain.	Hefley.
DeWolfe.	Hopkins.
Duvall.	Kayton.
Eickenroht.	Keeton.
Graves	Kenyon.
of Williamson.	Land.
Harper.	Lemens.

Loy.	Shaver.
McKean.	Speck.
Minor.	Thompson.
Morse.	Van Zandt.
Mullally.	Veatch.
Nicholson.	Wiggs.
Patterson.	Williams
Petsch.	of Hardin.
Pope of Nueces.	Woodruff.
Reader.	

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Wallace.
Mosely.	Westbrook.
Pool.	

HOUSE BILL NO. 174 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 174, A bill to be entitled "An Act validating the creation and organization of San Benito Cameron County Drainage District Number Three, in Cameron county, Texas, as originally created and organized under Article 3, Section 52, of the Constitution of the State of Texas, and validating the bonds heretofore issued by said district and the contracts made and indebtedness incurred by it; defining its boundaries; providing that said district shall be and is converted and created a conservation and reclamation district under Section 59 of Article 16 of the Constitution of the State of Texas and the general laws not inconsistent therewith."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 174 ON THIRD READING.

Mr. Hornaday moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 174 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—109.

Ackerman.	Beck.
Adkins.	Bounds.
Anderson.	Bradley.
Avis.	Brice.
Baker.	Brooks.
Barnett.	Carpenter.
Bateman.	Coltrin.

Conway.	Moore.
Cox of Navarro.	Morse.
Cox of Lamar.	Mullally.
Cox of Limestone.	Murphy.
Davis.	Negley.
DeWolfe.	Olsen.
Dunlap.	O'Neill.
Enderby.	Palmer.
Ewing.	Pavlica.
Finn.	Pope of Jones.
Firlay.	Pope of Nueces.
Forbes.	Prendergast.
Fuchs.	Purl.
Gates.	Quinn.
Gerron.	Ray.
Gilbert.	Reader.
Giles.	Reid.
Graves of Erath.	Renfro.
Hardy.	Richardson.
Harding.	Sanders.
Harman.	Savage.
Hines.	Shaver.
Hornaday.	Shelton.
Hubbard.	Sherrill.
Johnson	Shipman.
of Dimmit.	Simmons.
Johnson of Smith.	Snelgrove.
Johnson of Scurry.	Speck.
Jones.	Stephens.
Justiss.	Storey.
Keller.	Tarwater.
Kemble.	Thurmond.
Kincaid.	Tillotson.
King.	Turner.
Kinnear.	Van Zandt.
Lee.	Veatch.
Lemens.	Waddell.
Long of Houston.	Walters.
Long of Wichita.	Warwick.
Mankin.	Webb.
Martin.	Wiggs.
Mauritz.	Williams of
Maynard.	Sabine.
McCombs.	Williams
McDonald.	of Travis.
McGill.	Woodall.
Mehl.	Woodruff.
Metcalfe.	Young.
Montgomery.	

Nays—2.

Albritton. Kennedy.

Present—Not Voting.

Jenkins.

Absent.

Chastain.	Hopkins.
Duvall.	Kayton.
Eickenroht.	Keeton.
Graves	Kenyon.
of Williamson.	Land.
Harper.	Loy.
Harrison.	McKean.
Heaton.	Minor.
Hefley.	Nicholson.

Patterson.	Thompson.
Petsch.	White.
Rountree.	Williams
Stevenson.	of Hardin.

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Wallace.
Mosely.	Westbrook.
Pool.	

The Speaker then laid House bill No. 174 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—109.

Ackerman.	Keller.
Adkins.	Kemble.
Albritton.	Kennedy.
Anderson.	Kincaid.
Avis.	King.
Baker.	Kinnear.
Barnett.	Lee.
Bateman.	Lemens.
Beck.	Long of Houston.
Bounds.	Long of Wichita.
Bradley.	Mankin.
Brice.	Martin.
Brooks.	Mauritz.
Chastain.	Maynard.
Coltrin.	McDonald.
Conway.	McGill.
Cox of Navarro.	Mehl.
Cox of Lamar.	Montgomery.
Davis.	Moore.
DeWolfe.	Morse.
Dunlap.	Mullally.
Enderby.	Murphy.
Ewing.	Negley.
Eickenroht.	Olsen.
Finn.	O'Neill.
Finlay.	Palmer.
Forbes.	Pavlica.
Fuchs.	Pope of Jones.
Gates.	Pope of Nueces.
Gerron.	Prendergast.
Gilbert.	Purl.
Giles.	Quinn.
Graves of Erath.	Ray.
Hardy.	Reader.
Harding.	Reid.
Harman.	Renfro.
Hines.	Sanders.
Hornaday.	Savage.
Johnson	Shaver.
of Dimmit.	Shelton.
Johnson of Smith.	Sherrill.
Johnson of Scurry.	Shipman.
Jones.	Simmons.
Justiss.	Snelgrove.

Speck.	Warwick.
Stephens.	Webb.
Storey.	Wiggs.
Tarwater.	Williams
Thurmond.	of Sabine.
Tillotson.	Williams
Turner.	of Travis.
Van Zandt.	Woodall.
Veatch.	Woodruff.
Waddell.	Young.
Walters.	

Nays—1.

Jenkins.

Absent.

Carpenter.	Loy.
Cox of Limestone.	McCombs.
Duvall.	McKean.
Graves	Metcalfe.
of Williamson.	Minor.
Harper.	Nicholson.
Harrison.	Patterson.
Heaton.	Petsch.
Hefley.	Richardson.
Hopkins.	Rountree.
Hubbard.	Stevenson.
Kayton.	Thompson.
Keeton.	White.
Kenyon.	Williams
Land.	of Hardin.

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Wallace.
Mosely.	Westbrook.
Pool.	

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, January 18, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 7, Authorizing the Committees of the House and Senate on Penitentiaries to make an inspection trip.

S. C. R. No. 8, Requesting the Secretary of Agriculture of the United States to change the bag limit on ducks from twenty-five to thirty per week, etc.

S. C. R. No. 9, Inviting Mr. Hulbert to address a joint session of the House and Senate at 11 o'clock a. m., Tuesday, January 29, 1929.

S. B. No. 9, A bill to be entitled "An Act to create the 109th Judicial District of Texas, and to designate the

counties constituting said district, and fixing the time for holding court therein; reorganize the 70th Judicial District of Texas, and designate the counties constituting said district, and fixing the time for holding court in the various counties of said district; providing that the present judge of said 70th Judicial District of Texas shall be the district attorney of the 109th Judicial District of Texas until the next general election, and his successors shall have been elected and qualified; providing for the appointment of a judge for the newly created 109th Judicial District of Texas, and for the appointment of a district attorney for the 70th Judicial District of Texas as herein constituted at the next general election in this State, each two years thereafter; validating all process, writs, bonds and recognizances of every kind and character heretofore issued or entered into, and all grand and petit jurors selected and drawn under the existing laws by the various counties affected by this act and described, that same shall be returnable and said jurors served for the next term of court in the various counties affected after the taking effect of this act; providing that if any term of court shall be in session in any county in the former 70th Judicial District of Texas at the time of the taking effect of this act, same shall continue in session until adjournment of the term, and thereafter the term of court in such county shall be held in conformity with this act; providing for the repeal of all laws or parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 18, A bill to be entitled "An Act to amend Article 2902, Revised Statutes of 1925, fixing the scholastic age of pupils in the public free schools by reducing the minimum school age to six years, and repealing all laws and parts of laws in conflict therewith."

S. B. No. 67, A bill to be entitled "An Act to amend Chapter 40, Acts of the Fortieth Legislature, First Called Session, relating to the extension of teachers' certificates, and declaring an emergency."

S. B. No. 46, A bill to be entitled "An Act to amend Section 1 of an act passed by the Regular Session of the Thirtieth Legislature, Chapter 12, Special Laws, entitled 'An Act creating an independent school district to be known as the Quanah Independent School District, including within its limits the municipal corporation of the town of Quanah, Hardeman county, and to provide for the creation of a board of trus-

tees thereof, and authorizing the board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same, and pay current expenses in the maintenance and support of said schools, and further prescribing the duties and authorities of said board,' so as to add certain territory lying and being adjacent to Quanah Independent School District in Common Consolidated School District No. 16, in Hardeman county, Texas, and declaring an emergency."

S. B. No. 72, A bill to be entitled "An Act making it lawful for the commissioners court of Clay, Archer, Baylor and Young counties to pay out of the general fund of such counties bounties for the destruction of predatory animals; providing that on petition of two hundred freeholders, the commissioners court of such county may provide amount of bounty and method of proof to entitle claimant to obtain such bounty and prescribing manner of payment, and declaring an emergency."

S. B. No. 47, A bill to be entitled "An Act authorizing the commissioners court of Young county, Texas, to pay their traveling expenses while supervising highway construction; limiting the amount of said expenses; providing same shall terminate January 1, 1931; and declaring an emergency."

S. B. No. 135, A bill to be entitled "An Act making appropriations to cover deficiencies in appropriations heretofore made for the support of the State Government for the fiscal years ending August 31, 1927, August 31, 1928, and August 31, 1929, and declaring an emergency."

S. B. No. 136, A bill to be entitled "An Act making appropriation to cover deficiencies in appropriations heretofore made for the support of the Judiciary Department of the State Government of the State of Texas for the fiscal years ending August 31, 1925, 1926, 1927 and 1928, and declaring an emergency."

S. B. No. 138, A bill to be entitled "An Act authorizing the county judge to employ a stenographer or clerk in any county of less than one hundred thousand inhabitants according to the last United States census, which county contains a city of more than forty-three thousand inhabitants according to said census; said stenographer to be paid by the county; regulating the salary of

such stenographer; providing for his removal; and declaring an emergency."

S. B. No. 142, A bill to be entitled "An Act providing that in all counties where the county attorney performs the duties of the county attorney and district attorney, the county attorney may appoint one or more assistants, who need not possess the qualifications provided for county attorneys; providing for the manner of appointment; and declaring an emergency."

S. B. No. 186, A bill to be entitled "An Act authorizing incorporated cities having less than one hundred thousand population according to the last United States census and a city of more than forty-three thousand inhabitants according to said census, to dispose of property which has been designated for public park purposes and which has never been used for that purpose on account of being unsuitable; prescribing regulations to accomplish said purpose; and declaring an emergency."

S. B. No. 225, A bill to be entitled "An Act to repeal Chapter 62, House bill No. 7, of General and Special Laws, passed by the First Called Session of the Fortieth Legislature, which relates to the appropriation out of the general fund the sum of \$1,500,000 to be added to State available school fund."

S. B. No. 226, A bill to be entitled "An Act making certain emergency appropriations out of the general revenue of the State for the Judiciary Department of the State Government."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

HOUSE BILL NO. 175 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 175, A bill to be entitled "An Act to create Cameron County Drainage District Number Four, in Cameron county, Texas, validating and approving all orders made by the commissioners court of said county in respect to the original organization of said district as a drainage district under Article 3, Section 52, of the Constitution; validating and approving all orders made by the commissioners court of said county in converting said district without change of name or impairment of obligations to a conservation and reclamation district under Section 59 of Article 16 of the Constitution of the State of Texas."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 175 ON THIRD READING.

Mr. Hornaday moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 175 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

Ackerman.	Long of Wichita.
Adkins.	Mankin.
Anderson.	Martin.
Avis.	Mauritz.
Barnett.	Maynard.
Bateman.	McCombs.
Beck.	McDonald.
Bounds.	McGill.
Bradley.	Mehl.
Brice.	Montgomery.
Brooks.	Moore.
Chastain.	Morse.
Coltrin.	Mullally.
Conway.	Murphy.
Cox of Navarro.	Negley.
Cox of Lamar.	Olsen.
Cox of Limestone.	O'Neill.
Davis.	Palmer.
DeWolfe.	Pavlica.
Dunlap.	Pope of Jones.
Enderby.	Pope of Nueces.
Eickenroht.	Prendergast.
Finn.	Purl.
Finlay.	Quinn.
Forbes.	Ray.
Fuchs.	Reader.
Gerron.	Reid.
Gilbert.	Renfro.
Giles.	Richardson.
Graves	Sanders.
of Williamson.	Savage.
Graves of Erath.	Sherrill.
Hardy.	Shipman.
Harding.	Simmons.
Harman.	Snelgrove.
Heaton.	Speck.
Hines.	Stephens.
Hornaday.	Storey.
Hubbard.	Tarwater.
Johnson	Thurmond.
of Dimmit.	Tillotson.
Johnson of Smith.	Turner.
Jones.	Van Zandt.
Justiss.	Veatch.
Keller.	Waddell.
Kemble.	Walters.
Kincaid.	Warwick.
King.	Webb.
Kinnear.	White.
Lee.	Wiggs.
Lemens.	Williams
Long of Houston.	of Sabine.

Williams of Travis. Woodall.	Woodruff. Young.
Nays—3.	
Albritton. Jenkins.	Kennedy.
Absent.	
Baker. Carpenter. Duvall. Ewing. Gates. Harper. Harrison. Hefley. Hopkins. Johnson of Scurry. Kayton. Keeton. Kenyon. Land.	Loy. McKean. Metcalf. Minor. Nicholson. Patterson. Petsch. Rountree. Shaver. Shelton. Stevenson. Thompson. Williams of Hardin.

Absent—Excused.

Acker. Baldwin. Bond. Hogg. Holder. Mosely. Pool.	Rogers. Sinks. Smith. Strong. Wallace. Westbrook.
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The Speaker then laid House bill No. 175 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—103.

Adkins. Albritton. Anderson. Avis. Baker. Barnett. Bateman. Beck. Bounds. Bradley. Brice. Brooks. Carpenter. Chastain. Coltrin. Conway. Cox of Navarro. Cox of Lamar. Cox of Limestone. Davis. DeWolfe. Enderby. Eickenroht. Finlay. Forbes. Fuchs.	Gates. Gerron. Gilbert. Giles. Graves of Williamson. Graves of Erath. Hardy. Harding. Harman. Hines. Hornaday. Johnson of Dimmit. Johnson of Smith. Jones. Justiss. Keller. Kemble. Kennedy. Kincaid. King. Kinnear. Lee. Lemens. Long of Houston.
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Martin. Mauritz. Maynard. McCombs. McDonald. McGill. Mehl. Metcalf. Montgomery. Moore. Morse. Murphy. Negley. Olsen. O'Neill. Palmer. Pavlica. Pope of Jones. Pope of Nueces. Purl. Quinn. Ray. Reader. Reid. Renfro.	Sanders. Savage. Shaver. Shelton. Shipman. Simmons. Snelgrove. Speck. Stephens. Tarwater. Thurmond. Tillotson. Turner. Van Zandt. Veatch. Waddell. Walters. Warwick. Webb. Wiggs. Williams of Travis. Woodall. Woodruff. Young.
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Nays—2.

Ackerman.	Jenkins.
Present—Not Voting.	
Mullally.	Sherrill.

Absent.

Dunlap. Duvall. Ewing. Finn. Harper. Harrison. Heaton. Hefley. Hopkins. Hubbard. Johnson of Scurry. Kayton. Keeton. Kenyon. Land. Long of Wichita. Loy.	Mankin. McKean. Minor. Nicholson. Patterson. Petsch. Prendergast. Richardson. Rountree. Stevenson. Storey. Thompson. White. Williams of Sabine. Williams of Hardin.
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Absent—Excused.

Acker. Baldwin. Bond. Hogg. Holder. Mosely. Pool.	Rogers. Sinks. Smith. Strong. Wallace. Westbrook.
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HOUSE BILL NO. 274 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 274, A bill to be entitled "An Act to amend Article 955, Revised Criminal Statutes of 1925, by exempting Hunt and Rains counties from the provisions thereof, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 274 ON THIRD READING.

Mr. Barnett moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 274 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Adkins.	Kennedy.
Anderson.	Kincaid.
Avis.	King.
Baker.	Kinnear.
Barnett.	Lee.
Bateman.	Lemens.
Beck.	Long of Houston.
Bounds.	Mankin.
Bradley.	Martin.
Brice.	Mauritz.
Brooks.	Maynard.
Carpenter.	McDonald.
Chastain.	McGill.
Coltrin.	Mehl.
Conway.	Montgomery.
Cox of Navarro.	Moore.
Davis.	Morse.
Dunlap.	Mullally.
Duvall.	Murphy.
Enderby.	O'Neill.
Eickenroht.	Palmer.
Finn.	Patterson.
Finlay.	Pavlica.
Forbes.	Pope of Jones.
Fuchs.	Pope of Nueces.
Gerron.	Prendergast.
Gilbert.	Purl.
Giles.	Ray.
Graves.	Reader.
of Williamson.	Reid.
Graves of Erath.	Renfro.
Hardy.	Richardson.
Harding.	Sanders.
Harman.	Savage.
Harrison.	Shaver.
Heaton.	Shelton.
Hines.	Sherrill.
Hornaday.	Shipman.
Jenkins.	Snelgrove.
Johnson.	Speck.
of Dimmit.	Stephens.
Johnson of Smith.	Storey.
Jones.	Tarwater.
Keller.	Thurmond.
Kemble.	Tillotson.

Turner.
Van Zandt.
Veatch.
Waddell.
Walters.
Warwick.
Webb.
White.

Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—1.

Albritton.

Absent.

Ackerman.	Loy.
Cox of Lamar.	McCombs.
Cox of Limestone.	McKean.
DeWolfe.	Metcalfe.
Ewing.	Minor.
Gates.	Negley.
Harper.	Nicholson.
Hefley.	Olsen.
Hopkins.	Petsch.
Hubbard.	Quinn.
Johnson of Scurry.	Rountree.
Justiss.	Simmons.
Kayton.	Stevenson.
Keeton.	Thompson.
Kenyon.	Williams
Land.	of Hardin.
Long of Wichita.	

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Wallace.
Mosely.	Westbrook.
Pool.	

The Speaker then laid House bill No. 274 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—109.

Ackerman.	Davis.
Adkins.	DeWolfe.
Albritton.	Duvall.
Anderson.	Enderby.
Avis.	Ewing.
Baker.	Eickenroht.
Barnett.	Finn.
Bateman.	Forbes.
Bounds.	Fuchs.
Bradley.	Gerron.
Brice.	Gilbert.
Brooks.	Giles.
Carpenter.	Graves of Erath.
Chastain.	Hardy.
Coltrin.	Harding.
Conway.	Heaton.
Cox of Navarro.	Hines.
Cox of Limestone.	Hornaday.

Hubbard.	Purl.
Jenkins.	Quinn.
Johnson	Ray.
of Dimmit.	Reader.
Johnson of Smith.	Reid.
Jones.	Renfro.
Justiss.	Richardson.
Keller.	Rountree.
Kemble.	Sanders.
Kennedy.	Savage.
Kincaid.	Shaver.
King.	Shelton.
Kinnear.	Sherrill.
Lemens.	Shipman.
Long of Houston.	Simmons.
Mankin.	Snelgrove.
Martin.	Stephens.
Mauritz.	Storey.
Maynard.	Tarwater.
McCombs.	Thurmond.
McDonald.	Tillotson.
McGill.	Turner.
Mehl.	Van Zandt.
Montgomery.	Waddell.
Moore.	Walters.
Morse.	Warwick.
Mullally.	Webb.
Murphy.	White.
Negley.	Wiggs.
Olsen.	Williams
O'Neill.	of Sabine.
Palmer.	Williams
Patterson.	of Travis.
Pavlica.	Woodall.
Pope of Jones.	Woodruff.
Pope of Nueces.	Young.
Prendergast.	

Absent.

Beck.	Land.
Cox of Lamar.	Lee.
Dunlap.	Long of Wichita.
Finlay.	Loy.
Gates.	McKean.
Graves	Metcalf.
of Williamson.	Minor.
Harman.	Nicholson.
Harper.	Petsch.
Harrison.	Speck.
Hefley.	Stevenson.
Hopkins.	Thompson.
Johnson of Scurry.	Veatch.
Kayton.	Williams
Keeton.	of Hardin.
Kenyon.	

Absent—Excused.

Acker.	Rogers.
Baldwin.	Sinks.
Bond.	Smith.
Hogg.	Strong.
Holder.	Wallace.
Mosely.	Westbrook.
Pool.	

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 9, to the Committee on Judicial Districts.

Senate bill No. 18, to the Committee on Education.

Senate bill No. 46, to the Committee on Education.

Senate bill No. 47, to the Committee on State Affairs.

Senate bill No. 67, to the Committee on Education.

Senate bill No. 72, to the Committee on State Affairs.

Senate bill No. 135, to the Committee on Appropriations.

Senate bill No. 136, to the Committee on Appropriations.

Senate bill No. 138, to the Committee on State Affairs.

Senate bill No. 142, to the Committee on State Affairs.

Senate bill No. 125, to the Committee on Appropriations.

Senate bill No. 226, to the Committee on Appropriations.

Senate bill No. 186, to the Committee on Municipal and Private Corporations.

ADJOURNMENT.

On motion of Mr. Eickenroht, the House, at 12:05 o'clock p. m., adjourned until 9:30 o'clock a. m. next Monday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Revenue and Taxation: House bill No. 12.

Game and Fisheries: House bills Nos. 274 and 100.

Judicial Districts: House bill No. 235, Senate bills Nos. 158, 174.

School Districts: House bill No. 216. State Affairs: Senate bill No. 69.

Privileges, Suffrage and Elections: House bill No. 169.

Judiciary: House bills Nos. 236, 106, 241, 122, 59, 48 and 17.

The Committee on Counties filed an adverse report on House bill No. 64.

The Committee on Revenue and Taxation filed an adverse report on House bill No. 246.

In Memory
of
Mr. Frank Patton

Mr. Long of Houston offered the following resolution:

Whereas, on the 16th day of January, 1929, at Crockett, Texas, Mr. Frank Patton, father of the Hon. Nat Patton, a former member of the House and now a member of the Senate, was called to his eternal reward; and

Whereas, The State has lost an honorable, upright and useful citizen, one who served the people of his country in many ways, including that of chairman of the county board of education; and

Whereas, His death is a great loss to the people of this State and, especially, to the section in which he lived; therefore, be it

Resolved, by the House of Representatives, That we express our sincere sympathy to Senator Patton and the other members of his family, that a page of the Journal be dedicated to the memory of the deceased, and when the House adjourns today it shall be out of respect to him, and that a copy of this resolution, signed by the Speaker and the Chief Clerk, be sent to the members of his family.

LONG of Houston,
TURNER,
MURPHY,
DAVIS,
PALMER,
SHAVER,
ACKERMAN.

The resolution was read second time and was adopted by a rising vote.

In Memory
of
Hon. Eugene Blount

Mr. Wallace offered the following resolution:

Whereas, The Honorable Eugene H. Blount, a member of the House of Representatives of the Thirty-eighth and Thirty-ninth Legislatures, passed away at his home in Nacogdoches, Texas, on the 25th day of November, 1927; and

Whereas, Mr. Blount was one of the leading financiers of East Texas, as well as one of the most beloved citizens of Texas, an orator and statesman of rare ability; born in San Augustine, Texas, in 1879, and whose father and mother, the late Honorable and Mrs. E. A. Blount, settled in East Texas in 1835; who served as chairman of the House Appropriations Committee in the Thirty-ninth Legislature with that distinction and ability rarely shown by any servant of the people; therefore, be it

Resolved, by the House of Representatives of the Forty-first Legislature, That we express our sincere sympathy to the family and relatives of the deceased; that a page of the House Journal be set aside in memory of our beloved Mr. Blount; and that when the House adjourns today it be out of respect to him; and be it further

Resolved, That the Chief Clerk be, and is hereby, instructed to send an enrolled copy of this resolution to his family.

WALLACE,
BARRON,
HUBBARD,
SHAVER,
STOREY,
DUNLAP,
PURL,
SANDERS,
TILLOTSON.

The resolution was read second time and was adopted by a rising vote.

In Memory
of
Hon. S. H. Goodlett

Mr. Fuchs offered the following resolution:

Whereas, In the spring of 1928, at Austin, Texas, the Hon. S. H. Goodlett, a former member of this body, was called by death. Mr. Goodlett served as a member of this body during the Twenty-sixth and Twenty-seventh Legislatures of Texas, at which time he was credited with having accomplished some splendid work. He had remained a resident of Austin thereafter until his death, having reached the ripe age of about seventy-five years. Be it

Resolved, by the House of Representatives, That we extend our heartfelt sympathy to his relatives and numerous friends, and that a page of today's Journal be set aside in memory of Mr. Goodlett, and that when we adjourn today that it be in respect to him; and be it further

Resolved, That the Chief Clerk be, and is hereby, instructed to send a copy of this resolution to the members of his family.

The resolution was read second time and was adopted by a rising vote.